

Exhibit 1

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division

-----x
ePLUS INC.,)
Plaintiff,) Civil Action No.
v.) 3:09-CV-620 (JRS)
LAWSON SOFTWARE, INC.,)
Defendant.)
-----x

Videotaped Deposition of DEAN J. HAGER
Washington, DC
Friday, January 6, 2012
9:17 a.m.

Job No.: 16461
Pages: 1 - 388
Reported by: Debra A. Whitehead

VIDEOTAPED DEPOSITION OF DEAN J. HAGER
CONDUCTED ON FRIDAY, JANUARY 6, 2012

13

1 formed a company that acquired Lawson. Is that right? 09:21:58

2 Not sure of the circumstances? 09:22:02

3 A Actually -- actually, I don't believe 09:22:04

4 that's right, but I would be the wrong person to 09:22:05

5 answer the question. 09:22:07

6 Q Fair enough. 09:22:08

7 And so you say you're currently not 09:22:15

8 employed by anybody. Is that right? 09:22:16

9 A Correct. 09:22:18

10 Q Who asked you to appear as a witness then 09:22:18

11 here today? 09:22:25

12 A Counsel, Dan Thomasch. 09:22:29

13 Q Okay. And you understand that there's 09:22:31

14 going to be a hearing on some proceedings in February 09:22:34

15 and March of this year before Judge Payne? 09:22:38

16 A That's my understanding. 09:22:41

17 Q Okay. Will you be available for that 09:22:42

18 hearing, if necessary? 09:22:47

19 MR. THOMASCH: Objection to form. 09:22:48

20 THE WITNESS: Do I answer? 09:22:52

21 MR. THOMASCH: You answer. 09:22:53

22 THE WITNESS: Okay. Thank you. 09:22:54

VIDEOTAPED DEPOSITION OF DEAN J. HAGER
CONDUCTED ON FRIDAY, JANUARY 6, 2012

14

1 A My intent is to put that on my calendar 09:22:56

2 and -- and come and help in any way I can. 09:22:59

3 Q Well, I just want to be sure. Because, I 09:23:01

4 mean, there are ways perhaps that, you know, we might 09:23:05

5 be able to arrange for your attendance. But I'm just 09:23:08

6 wondering, your present intent is that you would 09:23:14

7 appear at the hearing if requested. Is that -- 09:23:17

8 A That's my present intent, yes. 09:23:20

9 Q When you resigned from Lawson, can you tell 09:23:22

10 me what your last position and title was? 09:23:33

11 A Executive vice-president of S3 industries. 09:23:38

12 Q And that was the same position you had in 09:23:42

13 March of 2011 when you testified at the hearing before 09:23:46

14 Judge Payne in Richmond. Correct? 09:23:50

15 A Yes. 09:23:52

16 Q Okay. As part of your termination, was 09:23:52

17 there any agreement reached between Lawson and 09:24:02

18 yourself with respect to your cooperation in this 09:24:06

19 litigation? 09:24:11

20 A Meaning did I agree to cooperate in 09:24:16

21 return -- I'm -- one more time. 09:24:19

22 Q Let me rephrase the question. 09:24:21